

Mar. 12. 2002 2:27PM

FRISHAUF & PARTN

**FAX RECEIVED**

No. 8001 P. 1/4

From: GOODMAN

MAR 12 2002

Attorney Docket No. 970113R/HG

**GROUP 1600**

**FAX RECEIVED**

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

CERTIFICATE OF FACSIMILE  
TRANSMISSION  
TO NO. (703) 872-9307

MAR 13 2002

First named

Applicant : KIMURA

Serial No. : 09/678,218

Filed : September 29, 2000

Art Unit : 1626

Examiner : L. Stockton

**OFFICIAL**

TOTAL PAGES: 4  
I hereby certify this  
paper is being facsimile  
transmitted to the  
Patent and Trademark Office  
on the date noted below.

**GROUP 1600**

Attorney: Herbert Goodman

Dated: March 12, 2002

**SUBMITTAL OF SUPPLEMENTAL DECLARATION (II)  
FOR REISSUE APPLICATION (37 CFR 1.175)  
FOLLOWING AMENDMENT UNDER 37 CFR 1.116**

In the event that this Paper  
is late filed, and the  
necessary petition for  
extension of time is not filed  
concurrently herewith, please  
consider this as a Petition  
for the requisite extension of  
time, and to the extent not  
tendered by check attached  
hereto, authorization to  
charge the extension fee, or  
any other fee required in

Assistant Commissioner for Patents

S I R :

An AMENDMENT UNDER 37 CFR 1.116 was filed via Express Mail  
(37 CFR 1.10) on February 27, 2002.

The Office Action of November 27, 2001, page 4, sets forth  
the following paragraph


"In accordance with 37 CFR 1.175(b)(I), a  
supplemental reissue oath/declaration under 37 CFR  
1.175(b)(I) must be received before this reissue  
application can be allowed, should any additional  
amendments be offered."

In compliance with the foregoing, the executed SUPPLEMENTAL  
DECLARATION (II) FOR REISSUE APPLICATION (37 CFR. 1.175) for

SN 09/678,218 is being filed herewith by facsimile transmission.

The undersigned has been informed that the original  
USP 5,908,858 Letters Patent is being sent to him by courier.  
Assuming normal delivery time, the original USP 5,908,858 Letters  
Patent will be surrendered to the PTO later this week.

Respectfully submitted,



HERBERT GOODMAN  
Reg. No. 17,081

Frishauf, Holtz, Goodman,  
Langer & Chick, P.C.  
767 Third Avenue - 25th Floor  
New York, NY 10017-2023  
Telephone: (212) 319-4900  
Facsimile: (212) 319-5101

HG/fs  
Enc.

Attorney Docket No. 970113R/HG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Tomio KIMURAA

Application Number : 09/678,218

Filing Date : September 29, 2000

Group Art Unit : 1626

Examiner Name : L. Stockton

SUPPLEMENTAL DECLARATION (II)  
FOR REISSUE APPLICATION (37 CFR 1.175)

We hereby declare that:

This Supplemental Declaration supplements the Reissue Declaration filed January 5, 2001 and the Supplemental Declaration filed October 18, 2000.

We claim priority benefits under 35 USC §119 of:

Japanese Patent Application No. 8-083562 filed April 5, 1996.

Every error in the patent which was corrected in the present reissue application, and which is not covered by said Reissue Declaration and said Supplemental Declaration submitted in this application, arose without any deceptive intention on the part of the applicants.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false

statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: Feb. 28, 2002Tomio Kimura  
Tomio KIMURADate: Mar. 4, 2002Yasuo Noguchi  
Yasuo NOGUCHIDate: Feb. 28, 2002Akira Nakao  
Akira NAKAODate: Mar. 7, 2002Keisuke Suzuki  
Keisuke SUZUKIDate: February 28, 2002Shigoru Ushiyama  
Shigoru USHIYAMADate: Mar. 5, 2002Akihiro Kawara  
Akihiro KAWARADate: February 28, 2002Masaaki Miyamoto  
Masaaki MIYAMOTO